C1

(38)

App. F. IX-4

1933.
(Law)

File No. 5-33
Serial Nos. 7, 21-25

Previous References
Law 26-31-1-9
" 25-31-1/-11
S.O.7-27-29-3-5
Law 26-31-

Later References
1 14-24-1
" 13-36-24, 83, 86-88

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Six

Part B for June 34

SUBJECT.

Remuneration to Govt- Advocate for professional services rendered on behalf of Govt- in the Sandal Oil Civil Suit-

25) 2

To Dir of S.O.7
" " Ide.
" Comptr.
" Govt- Advocate.

No P 5567-70 of 6-6-34.
Sanctions the total expenditure incurred so far in connection with O.S 28 & 39/30-31 on the file of the Dist-Court, Bldre.

Dr. Abdul Aziz
28-6-34.

Remuneration to the Govt. Ad. in the Sandal oil Civil Suit.

General and Revenue Secretariat | Law File No. S· of 1933. | [App. F. III—2

Serial No.

From,

The Govt. Advocate

no. 3514 dt 23.11.33 forwarding a bill for Rs 5,000/- being his remuneration for professional services rendered in O.S. 28/30-31 on the file of the Dt. Judge Bellary (Govt vs. the Energlem Products Ltd)

1) The Civil Suit against Energlem Products Co. LTD is decreed for 7 lakhs and odd. At the time of engaging Mr. Nagesvara Rao, Govt had agreed to pay a fee of Rs 5000/- for conducting the case, and in case of Compromise before the stage of evidence he had accepted to take only Rs 2500/-. The Suit was Compromised against some of the defendants.

Copy of Judgment and decree called for in the linked file may perhaps be awaited.

LD 27/11

2) Though against some of the defendants the Suit was Compromised, it was contested on behalf of others & evidence had to be let in. Mr Nagesvara Rao is therefore entitled to the fee of Rs 5000/- agreed upon. The Dir of S.O.G will be requested to furnish the sources and also furnish a detailed statement as to the amounts till now spent in this Suit O.S. 28 of 30-31 & the two other connected Suits against Asbestos A.M.D.S. It is necessary to find out if any separate fee has been paid therein.

WD 0434—GPB—15,000—12-10-32

(Gen Secy)

3) This may be done

27.11.33

I Sec(Gen)

28 NOV. 1933 No.

Secretariat Council.

NOTE—Contn. Sheet. Nos. 2 to 3

File No.	of 193 .	General and Revenue Secretariat

Serial No.

4) Off to Dir
MNP 6/12

5) Dft pursup
KD 5/12

6) Issue
MNP 5/12/33.

TYPING SECTION
1 DEC 1933
GENL. & REV SEC.

S/o,

The Dir of I.O.T.
no. P. 2732 dt. 13.11.33 Calling for a detailed statement of the amounts till now paid to the Govt. in Connection with the above Case

Sec A
12/12/33

Tel. Address:—"Sandal Bangalore"

Law 5-33-13

3443 ✓ P 33 3

SANDALWOOD OIL FACTORY

Bangalore, 21st Decem: 1933.

No. 2841.

FROM A.V. Ramanathan Esq., B.A., B.L.,
~~RANGANATHA RAO SAHIB ESQ B.A. B.L.~~,
DIRECTOR, SANDALWOOD OIL FACTORY IN MYSORE,
BANGALORE.

To
The General Secretary to the Government of Mysore,
Bangalore.

GENE. 22 DEC. 1933 No. P.2733

23/12/33

Sir,

With reference to your letter No.P.2733/Law 5-33-10 dated 13th December 1933, forwarding therewith copy of Government Advocate's letter No.354 dated 23rd November 1933, claiming payment of Rs 5,000/-, being the remuneration due for the work done in connection with O.S. No.28/30-31, I have the honour to state that a sum of Rs 9,500/- has been paid to him in connection with O.S. No.28, 38 and 39 of 1930-31. Details of expenditure incurred by him are not available. I have therefore requested him to kindly furnish the particulars and on receipt of the same I shall submit a further report to Government.

I have the honour to be,

Sir,

Your most obedient servant,

H.K. Ramasingaiah
Director.
(on leave)

1) Submitted for perusal.
Further report may be awaited.
23/12

23/12

Sd A 29/12

2) Submitted a dft Rly

25/1

2) Issue
25/1

TYPING SECTION
25 JAN 1934
5.0.M

Issued no. P. 354 dt 26-1-34.

General and Revenue Secretariat | File No. | of 193 . | [App. F. III—2

Serial No.

10) Please give answer R^v

PM
27/2/34

11) A dft Reply is put up

La
1/3/34

Issue
PM
1/3

TYPING SECTION
2 MAR 1934
GEN'L. & REV SEC.

Sus A
5/3

Issued no. P. 4109 d 2.3.34.

From,

The Director of S.O.T.

no. 4109 d 27.2.34 forwarding copies of 3 letters from the Govt. Ad. in regard to the expenses incurred in the Sandal wd Coral Suits (O.S. Nos. 38, & 39/1930-31) and requesting approval of Govt for the total expenditure of Rs 4832-12-3 and also for the advocate's fee of Rs 1150 claimed in O.S. 39/1930-31.

2) Out of Rs 3500/- advanced to the Govt. Ad. in Connection with O.S. 28/1930-31, details of expenditure to the extent of Rs 3065-9-3 has been furnished and the Govt. Ad. states that the balance of Rs 434-6-9 is retained towards the Cost of executing the decree, and it could be duly accounted for.

3) Govt. Ad. has to be paid a fee of Rs 5000/- in the said case as pointed out in para 2 supra, and the Source for meeting the said charge is not pointed out by the Director as

WD 0434—GPB—15,000—12-10-32

5

545

Law File No. 5 of 1933. | General and Revenue Secretariat

Serial No. 'P'

required in this office letter dt 13-12-33. If appd this information will be ~~obtained~~ ~~from~~ ~~here~~ called for.

As regards the expenditure in O.S. 35/30-31 details are furnished for Rs 1764-3-0, and Rs 1150/- is said to have been appropriated towards his fees out of an advance of Rs 3000/-. The balance is returned to the Dewan.

Since O.S. 35/30-31 is still pending, ~~the~~ advance of Rs 3000/- ~~is also~~ made in this case will be accounted in due course.

Govt. Advs bill in O.S 35/30-31 is for orders.

ISD 29/3

Placed before the Dewan 28/3.

14) Govt have agreed to pay a lump sum fee of Rs 5000/- to Mr. Nageswara Iyer for "conducting the Civil case against Essenflem Products Ltd" (Please see Mr Nageswara Iyer's letter of 15th Dec 1930 and the Legal Rem's reply of 19-12-30 in Law file 24-31 placed below).

15) In the course of conducting this Civil case, certain debts due to Essenflem by Asbestos Ltd and Mysore Deo Syndicate respectively were attached before Judgment and as the right to recover them was being about to be barred by time, the Dir of Pros was appointed as Receiver and authorised to file ~~suits~~ 2 Suits for recovery of these debts. For ~~work~~ expenses done in respect of these two Suits, Mr Nageswara Iyer was advanced

5215 6

Serial No.

by the Director

& Sum of Rs 6000/-. The details of expenditure he has furnished show that out of this, he has already appropriated a Sum of Rs 1000/- as fee for work done in the suit against Asbestos and a Sum of Rs 150/- as fee for executing the decree obtained in the said suit. The execution lay in only getting the decree transfered to the Mysore Court, where the actual Execn proceedings are being taken by the Pltf. It is also clear that Sri. Rajeswara Iyer means appropriating a like Sum of Rs 1150/- for the suit + Execn proceedings against M. D. S.

(b) It appears as though the lump sum fee agreed upon for conducting the civil case against Essenfluent is being claimed for work done in the main Suit (O.S. 28 of 30-31) alone, separate fees being claimed for other work done in the connected Suits against Asbestos + M.D.S. This does not seem to have been the intention of Govt in fixing the lump sum fee at Rs 5,000/-, when the fee allowable according to rules was only Rs 1000/-.

Submitted for orders.

Gen Secy) 2/4/34

c) The case was practically compromised. Sris Sannaikumar, Hariappa & Ganeshachar

WD 0434—GPB—15,000—12-10-33

5215

File No. of 193 . . .

General and Revenue Secretariat

Serial No.

paid the agreed amount and her
Vilas counsel never put in his
appearance. The decree against her
was Ex parte. Only formal evidence
was let in. There was no cross exam-
If this view is accepted her lawyer
was Asgar is entitled only to Rs 25 only in that suit
I don't think he is right in asking for
full ~~further~~ remuneration ~~etc~~ in this

(18) In the suit against Arbuthnot &
Development Syndicate no sanction
was obtained for fixing the fees at
Rs 1000/-, Rs 1000/- & Rs 1500/- for Execution.
He has already claimed this and
appropriated out of the advance
sent to him for the institution of
these two cases.

The Arbuthnot suit was decided Ex parte &
Rs 1000/- claimed as that amount is excessive.

I think that Rs 500/- agreed to be
paid must be construed to be the re-
muneration for all the ~~fees~~ litigation that had
to be conducted in this connection.

A

First member)
Second member)

Asst.
3.4.34

3/4/34

6423
3/4.

) I go little to discuss this
with the P.A after he returns.
Please write to him accordingly

18/4

Asst.
19.4.34

19/4.

5215 8

General and Revenue Secretariat | File No. | of 193 . | [App. F. III—2

Serial No.

21) Dft. Dft. Suit for appl.

TSD 20/4

22) Issue today

20/4/34

Issued no. P. 4872 dt 20.4.34.

23) This may be sent to the II Member's office.

TSD 21/4

24) I discussed with the Govt Advocate the points raised in the note

25) Re O.S 2.8 the original Suit, he says that it was compromised only with regard to some & was pressed & decided on merits by the Court after letting in evidence. The payment of the fee already settled has to be made. He says he has not claimed any of the off-shoots of this case.

26) The other two Suits, he claims, are entirely different footing. They were not Suits by Govt but by the Deft against some other Cos & as such they were not contemplated at all when the suit fee was fixed.

27) It is not clear on what basis he has claimed Rs 1000 in each of the two cases. He may therefore be asked to state this Labs whether the Asbestos Suit (O.S 39) was decided on

NOTE—Contn. Sheet.

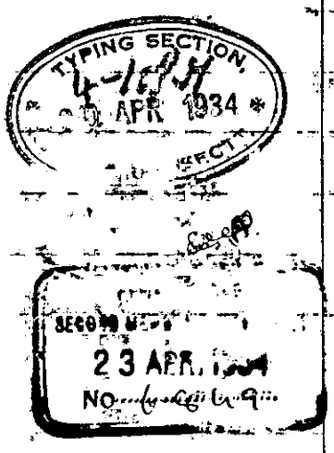
WD 0434—GPB—15,000—12-10-33

TYPING SECTION 4-10-34 APR 1934 SECT
SECRETARIAT 23 APR 1934 No.

5215 ✓ 8

General and Revenue Secretariat | File No. | of 193 | [App. F. III—2

Serial No.



1) Dft Dep. duly fmd appd

TSD 20/4

2) Issue today
MM 20/4/34

Issued no. 8. 4872 dd 20.4.34.

3) This may be sent to the II Member's office
TSD 21/4

4) I discussed with the Govt Advocate the points raised in the note

5) Re O.S 28 the original suit, he says that it was compromised only with regard to some & was pressed & decided on merits by the Court after letting in evidence. The payment of the fee already settled has to be made. He says he has not claimed any of the off-shoots of this case.

6) The other two suits, he claims, are on entirely diff footing. They were not suits by Govt but by the Deft agst some other Cos & as such they were not contemplated at all when the orig fee was fixed.

7) It is not clear on what basis he has claimed Rs 1000 in each of the two cases. He may therefore be asked to state this while the Asbestos Suit (O.S 39) was decided on

NOTE—Contn. Sheet.

WD 0434—GPB—15,000—12-10-33

5215 1933

P

Law File No. of 1933. General, and Revenue Secretariat

Serial No.

merits or ex parte

24/4

24.4.34

(28) Issue the draft put up

28/4/34

TYPING SECTION 4-30 P.M. 28 APR. 1934 GENL. & REVT. SECTT.

To,

The Govt. Advocate.

Re O.S. 5009 & 28 cases enquiring on what basis he has claimed separate fee of Rs 100/- in each of the 28 cases filed against Asbestos Ltd and the Mysore Deptl Syndicate.

Sir A 30/4/34

From,

The Govt. Advocate.

No. 699 dt 30.4.34: stating that the 28 suits filed by the Dist. of Dvg as receiver on behalf of the Emerylex Products Co. Ltd have absolutely nothing to do with the suit by Govt against the latter Co., and that separate fee & process claimed in each of these suits, and the suit against Asbestos Co. was decided on merits after the evidence was addued and he has claimed only the fees awarded in the decree.

24) Submitted for orders with ref. to para 7 of

ISD 3/5

Remuneration to Govt. Advocate in S. o. C. Suits.

583760

Serial No.

30) The Govt Advocate's letter of 30th April (P.U.D) is submitted with reference to para 27 supra.

31) The judgment in the asbestos case is flagged P, and the copy of the decree is flagged Q.

Genl Secy) 3/5/34

Send Members.

3.5.34

3/5

32) In the circumstances stated by the G A, the fee in the Ongole suit as claimed & the fee claimed in the asbestos suit may be allowed. The former was settled by the Syndicate Case is not yet disposed of. 5/0 10/5

First Member

Dewan.

The Dy. Secy.

11.5.34

33) The cost is to be met out of Sandal oil funds.

34) (The amounts are high in view of the work actually done) 12/5 12.5 4/5

Dewan.

35) I agree. In my view of Mr. Menon's claim Rs. 75 may be allowed.

15.5.34 15/5 16.5.34

OFFICE 14 MAY 1934 89 8 5

DEPUTY'S OFFICE 15 MAY 1934 NOTE—Contn. Sheet.

9263

WD 01536—GPB—7,500—5-4-34

5837

File No. of 193 | General and Revenue Secretariat

Second Member:

Mr.
6.5.34

Mr. Deoras has
16/5.

the bills. The fees appeared to be high
H.S.O. Deoras Case-bills scrutinised.
Re. O.S. 28 the original bill
the fees were settled by agreement
at Rs 5000/- by Govt Vide pp 6 & 7
of File 24 of 31 (Law) - The case
not being compromised before evidence was
let in, the fee has to be paid.
Re the other suit the decree
allows 1000 as fees - but it has to
be agreed to. There seems no way
of reducing them now -

Jpm
17/5

First Member:

Mr.
17.5.34

Mr.
17/5

by
18/5 Mr

Mr.
18.5.34

Dft
Mr.
18/5/34

OFFICE OF THE SECOND MEMBER OF THE COUNCIL
16 MAY 1934
No. 7706

OFFICE OF THE FIRST MEMBER OF COUNCIL
18 MAY 1934
No. 9120

5837

General and Revenue Secretariat — File No. 5 of 1933. — [App. F. III—2

Serial No.

38) Subd with 2 drfts G.O.s sanctioning the Govt. Ad's fee and the total expenditure incurred in Connection with Sanderson Civil Suits.

ISD 21/5

39) Issue the G.O resuming the fee of Rs 5000/- Registrar & the other Offs. with respect relating to the sanction given to the institution of the Suits agt Asbestos & MDS. which to be read in the resume portion —

PRL 21/5/34

10,

The Govt. Ad.

Dr.

Comptroller

G.O. No. P. 5840-42 Law 5-33-33 d 22-5-34 sanctioning the fee claimed by the Govt Advocate.

40) No G.O. was issued sanctioning the institution by the 2 Suits in question. Letter No P. 7905 d 22-6-31 instructing the Govt. Ad. to take immediate action to institute the Suits against M:D:S & Asbestos Co. However read after a 2 months dft G.O. already put up, subject to appl

Subd with ref to para 2 supra

ISD 23/5

41) Please put the draft as revised typed for sign

PRL 23/5

E1

TYPING SECTION 21 MAY 1934 GENL & REV SECTT

TYPING SECTION 23 MAY 1934 GENL & REV

NOTE—Contn. Sheet.

WD 01536—GPB—7,500—5-4-34

5837

Law File No | of 1933. | General and Revenue Secretariat

(a) Typed draft sub?

(a) A.G.O has been issued sanctioning the fee of Rs 5000/- for the main civil suit. Orders have now to be passed on the Director's letter of 22 march 1934 regarding the expenses incurred out of the advance of Rs 9500/- given in connection with the main suit as well as the other two suits.

(b) A draft G.O is herewith put up for approval sanctioning the expenditure so far incurred as well as the fee of Rs 1115/- paid for the Asbestos case in advance - the irregularity of making such advances without sanction of Govt is pointed out in the D.O.

Gen Secy) 28/5

Dev Secy)

24.5.34

25/5

29.5.

Finst Member

29/5)

29.5.34

(c) For perusal before Issue

Second Member) 29/5

1/6 (d) Issue 1/6/34

DEVELOPMENT SECRETARIAT 25 MAY 1934

OFFICE OF THE FIRST MEMBER OF COUNCIL 28 MAY 1934 No. 9361

OFFICE OF THE SECOND MEMBER OF COUNCIL. 29 MAY 1934 No. 9777

TYPING SECTION GEN. 1 JUN. 1934

6672.

64

General and Revenue Secretariat | Law File No. 5~ of 1933. | [App. F. III—2

Serial No:

5856
19. JUN. 1934

To,

The Dist. S.O.7

Dse

Campbellpur

Gen. Ad.

S.O. no. P. 5861 - Register 5-33-25 d 6.6.34 sanctioning the total expenditure incurred so far in connection with O.S 28 and 39/1933 on the file of the Dist. ch. A'bad.

B
8/6/34.

From,

The Dist. of S.O.7.

D.O. no. C.5776 d 12.6.34 stating that at the time of paying the advance to the Gen. Ad. he was not aware of the sum to be paid to him as advocate's fee, and as such he could not obtain the previous sanction of Govt. Submitted for perusal with ref. to para 4 supra.

ISO 18/6

Gen Secy
Dev Secy

DNP 18/6

Law 19.6.34

WD 20/6/34

20. JUN. 1934

B 21/6.

May be filed
DNP 21/6.

NOTE—Contn. Sheet.

WD 01536—GPB—7,500—5-4-34

2843 933

In reply please refer to
No. 354

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 23rd November 1933.

Law S-33-7

FROM

A. R. NAGESVARA IYER, Esq., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

To

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

GENE 24 NOV. 1933 No

SIR,

In continuation of this office letter No.248 dated the 24th October 1933, I have the honor to forward herewith for the sanction of Government, a Bill for Rs.5,000/- being my remuneration for professional services rendered on behalf of Government in conducting Original Suit No.28 of 1930-31 on the file of the District Judge, Bangalore Division (The Govt. of Mysore VS. The Essenflour Products Co., Ltd.,).

I have the honor to be,
Sir,
Your most obedient servant,

A. R. Nageswara Iyer
Government Advocate.

Earlier
25/11/33

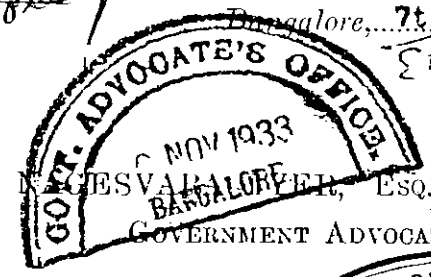
CSN.

From 418 of 33-34

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

In reply please refer to
No. 304

Bangalore, 7th November 1933-108.



From

A. R. NAGESVARAPPA, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

To

The District Judge,
Bangalore Division,
Bangalore.

Sir,

I have the honor to forward herewith a Bill for professional services rendered on behalf of Government in conducting Original Suit No. 28 of 1930-31 on the file of the District Judge, Bangalore Division, (The Government of Mysore, vs. The Essenflour Products Co., Ltd.,) and to request that the same may be kindly returned to me duly countersigned for my appearance in the case.

I have the honor to be,
Sir,
Your most obedient servant,

Government Advocate.

3

Certified that Mr. A. R. Rajeswara Iyer, advocate appeared on behalf of the PR on the following dates of hearing

31-3-31, 1-6-31, 2-6-31, 11-6-31, 1-7-31, 13-7-31, 14-7-31, 16-7-31, 21-7-31, 31-7-31, 18-8-31, 24-8-31, 28-8-31, 28-10-31, 25-1-32, 29-1-32, 9-2-32, 24-2-32, 16-3-32, 14-32, 8-6-32 17-6-32, 30-6-32, 15-7-32, 3-8-32, 5-9-32, 3-10-32, 21-11-32 28-11-32, 12-12-32, 9-1-33, 30-1-33, 27-2-33, 28-3-33, 23-5-33, 20-6-33, 26-6-33, 15-7-33, 3-8-33, 16-8-33, 8-9-33, 11-10-33 and 12-10-33

Rashid Jahan

4

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P 2733 Gen 1

Bangalore, Dated, 11th December 1933

13

From

The General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Director of Sandal Oil Factory

Sir,

O.S.No.28/30-31 on the file of the District Judge, Bangalore (Government Vs. Essenflour Products Ltd)

Sir,

In forwarding herewith copy of the Government Advocate's letter No.354 dated the 23rd November 1933 claiming payment of Rs 5,000/- being the remuneration due for the work done by him in the above case, I am to request you to point out the source out of which the charge is to be met. A detailed statement of the amounts till now paid to the Government Advocate in connection with the above case and the two other connected suits against the Mysore Asbestos Co., and the Mysore Development Syndicate, may kindly be sent for information of Government.

I have the honour to be,

Sir,

Your most obedient servant,

for General Secretary to Government.

TSD

Psk.

5

Appendix F G—1]

SUBJECT: .....

.....

.....

Section Law

File No. 5-33

Serial No. 10

Diary No. of letter replied to .....

No. P 2733/Govt

To

The Director of Sandal oil Factory

General and Revenue Secretariat

( )

the *193* .

Sir,

O.S. No 136-31 on the file of the District Judge. Kalutara (Govt vs Eastern Glass Products—

Date of issue 13/12/33

Signed by M. R. A. Macan Markar

In forwarding herewith copy of the letter No: 354 dated 23rd November 1933 Claiming fragment of Rs 50 being the remuneration for the work done in the above case, I am to request you to furnish me the Secretary with the charge is to be made. A detailed statement of the amounts paid to the A.G.A. in the above case and the two other Connected Suits against the Rhyne

List of enclosures .....

Copied by .....

Examined by .....

Ashton Co' and the Mysore
Development Syndicate may
kindly be requested for confirmation
of facts

I also to enquire
whether any payments have been
paid thereon

I have the
honour to be
Sir
Your most obedient
humble servant

Address :—"Sandal Bangalore"

SANDALWOOD OIL FACTORY

Bangalore, 22nd March 1934.

5215 P/33

Law S-33-24

No. 4209/4.

FROM

A.V. Ramanathan Esq., B.A.,

~~C. RANGANATHA RAO SAHIB, Esq., B.A., B.L.,~~

DIRECTOR, SANDALWOOD OIL FACTORY IN MYSORE,

BANGALORE.

Early

To

The General Secretary to the Government of Mysore,
Bangalore.

Sir,

With reference to your letter No.P.4109 dated 2nd March 1934, I have the honour to forward herewith copies of three letters received from the Government Advocate in Mysore in regard to the expenses incurred in connection with O.S. No.28/30-31, 38/30-31 and 39/30-31. It will be seen from the above that out of the sum of Rs 3,000/- advanced in connection with O.S. No.39/30-31, Rs 1,764-3-0 has been spent towards stamps etc., and that a sum of Rs 1150/- has been claimed as Advocate's fee in original suit and in the Execution case. For the balance of Rs 85/13/0 a cheque has been received from him.

Out of the sum of Rs 3500/- advanced to him in connection with O.S. No.28/30-31, details of expenditure to the extent of Rs 3068-9-3 have been furnished in the statement enclosed and that there remains a balance of Rs 431-6-9 with him for which the details are awaited from him.

Regarding the sum of Rs 3,000/- advanced in connection with O.S. No.38/30-31, he reports that the said case is still pending in Court and that a statement of account will be furnished to me in due course soon after the case is finally decided.

I request that approval of Government may kindly be obtained for the present to the total expenditure of Rs 4,832-12-3 and also for the Advocate's fee of Rs 1,150/

I have the honour to be,
Sir,
Your most obedient servant,

Director.

8

Copy of letter dated 20-3-34, from the Government Advocate, Bangalore, to the Director of Industries & Commerce in Mysore, Bangalore.

Re: O.S. No.39 of 1930-31 on the file of the District Judge, Bangalore Division (The Director of Industries and Commerce in Mysore vs. The Mysore Asbestos Company).

I enclose herewith a statement of accounts showing the details of expenditure incurred in connection with the above case.

Amount advanced to me for expenses of this case:--	Rs 3,000-0-0.
Deduct.	
(1) Costs incurred so far in conducting the case according to the statement of accounts furnished herewith:--	Rs 1,764-3-0.
(2) Advocate's Fee in the original suit:--	Rs 1,000-0-0
(3) Advocate's fee in the Execution case:--	150-0-0
Total	Rs 2,914-3-0
Balance:--	Rs 85-13-0.

A cheque for the balance (viz. Rs 85-13-0) is herewith sent and the receipt of the same may be kindly acknowledged.

Director,
Sandalwood Oil Factory.

9/

Statement showing the details of expenditure incurred in connection with Original Suit No.39/1930-31, on the file of the District Judge, Bangalore.

The Director of Industries and Commerce in Mysore, Receiver of the Essenflour Products Co., Ltd. vs. The Mysore Asbestos Products Company Limited.

Date.	Particulars.	Stamp.	Cash.
29-6-1931.	Stamp on Plaint	1,715. 0. 0.	...
-do-	Vakalat.	0. 8. 0.	...
3-7-1931	Summons to Defendants.	0.10. 0.	...
9-7-1932	Witness Summons	1. 4. 0.	20. 0. 0.
23-9-1932	-do-	1. 4. 0.	16. 0. 0.
17-10-32	.do.	0.10. 0.	2. 0. 0.
-do-	Copy application	1. 3. 0.	...
3-11-1932	Witness Summons	0.10. 0.	...
17-11-1932	-do-	0.10. 0.	...
16-1-1933	Copy application	2. 2. 0.	...
25-3-1933	For filing Execution application with Transfer fee ex. No.69 of 32-33	2. 6. 0.	...
	Total:-	1,726. 3. 0.	38. 0. 0.

Grand Total:- Rs 1,764-3-0 only.

Rupees One Thousand Seven Hundred and Twenty Six and Annas Three only.

Director,
Sandalwood Oil Factory.

Copy of letter dated 20-3-34 from The Government Advocate, Bangalore City, to the Director of Industries &Commerce in Mysore, Bangalore. .

Re: O.S. No.38 of 1930-31 on the file of the District Judge, Bangalore Division (The Director of Industries & Commerce in Mysore vs. The Mysore Development Syndicate).

I write to inform you that the above case is still pending in Court and that a statement of accounts showing the expenditure incurred in this connection will be furnished to you as soon as the case terminates.

2. The sum advanced to me is Rs 5,000/- and expenses on about the same lines as in Original Suit No.39/30-31 have been incurred so far.

Director,
Sandalwood Oil Factory.

Copy of letter dated 20th March 1934, from the Government Advocate Bangalore, to the Director Sandalwood Oil Factory, Bangalore.

Re:- Original Suit No. 28 of 1930-31 on the file of the District Judge, Bangalore Dn. & The Government of Mysore vs. The Essenflour Products Company, Ltd.,)

I enclose herewith a statement of accounts showing the details of expenditure incurred by me in connection with the above case. The amount advanced to me for expenses of this case is Rs. 3,500/- and the costs incurred so far is Rs. 3,068-9-3 (vide: statement enclosed). The balance of Rs. 431-6-9 is retained towards the costs of executing the decree. Any balance that may remain after the execution proceedings terminate will be duly returned to you.

"Copy"

Director,
Sandalwood Oil Factory.

Statement showing the Details of Expenditure

in connection with Original Suit No. 28 of 1930-31 on

file of the Dist. Judge, Bangalore Din.

The Government of Mysore, vs. The Essenflour Products Company.

Date	Particulars.	Stamp.	Cash.
&&..			
9-3-1931.	Stamp on plaint ...	3,000-0-0	...
-do-	Vakalat ...	0-8-0-	...
-do-	Application for attachment before judgement. ...	0-12-0	...
-do-	Guardian Application ...	0-12-0	...
-do-	Summons to Defendants...	4- 1-0	...
10-3-1931.	Attachment Warrant. ...	6- 4-0	...
4-4-1931.	Application to treat Sanat-kumariah as a Major..	0-12-0	....
-do-	Receiver Application ...	0-12-0	...
-do-	Process Memo for witnesses.	5- 0-0	...
22-5-1931.	Receiver's Warrant. ...	0-10-0	...
-do-	Copy Application for Judge's Notes.	0- 7-0	...
17-6-1931.	Minor and Guardian Notices to 5th Defendant's Legal Repre-sentatives.	2-13-0	...
29-6-1931.	Application for permission to file suits by the Receiver	0-12-0	...
2-7-1931.	Fresh summons to defendants 6 and 7 and Minor and Guardian Notice.	5-10-0	...
19-2-1932.	Application under Order 38, rule 5 and Order 39, Rule 1.	0-12-0	...
1-4-1932.	Second Defendants's Injunction Notice	0-10-0	...

P.T.O.

1-4-1932.	Copy application for Injunction Order.	0- 5-0	...
15-6-1932.	Prohibitory notice with Postage.	0-15-3	...
21-11-1932.	Copy application for the order appointing the Director of Industries and Commerce as receiver.	0-10-0	...
13-2-1933.	Copy application for the Interim Order.	0- 4-0	...
31-5-1932.	Copy application for issues.	0- 7-0	...
8-9-1933.	Witness Batta to Mr. K.T. Sundara Rao.	...	9- 8-0
do-	Witness batta to Mr. Narasinga Rao.	...	3- 0-0
11-10-1933,	Witness batta to Mr. K.T. SundaraRao.	...	8- 0-0
12-19-1933.	Witness batta to Mr. Narasinga Rao	...	3- 0-0
31-19-1933.	Copy application for Judgement	10-3-0	...
1-11-1933.	Copy application for the Order Sheet.	0-10-0	...
2-11-1933.	Copy application for the Decree	0-10-0	...
21-11-1933.	Receiver's Notice.	0-10-0	...
	Total:-	3,045-1-3	23-8-0

Grand Total :- Rs. 3,068-9-3. only
Rupees Three Thouand and Sixty Eight, annas Nine, and pies three only.

Copy "

Director,
Sandalwood Oil Factory.

14

D. O. No. P 4872 GENERAL AND REVENUE SECRETARIAT

Dated, Bangalore, 20th April 1934.

Dear Mr.Nageswara Iyer,

I am directed to state that the Second Member of Council desires to speak with you in connection with your bill for Rs.5,000/- for work done in the Sandal Oil Civil Suit.

Yours sincerely,

A.R.Nageswara Iyer,Esq.,B.A.,B.L.,
Government Advocate,
B a n g a l o r e.

Appendix F G—1]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *193* .

Date of issue 20-6-34

Signed by Mr N. R. J.

List of enclosures .....

Copied by 20/6/34

Examined by .....

Section

File No.

Serial No.

No. D.O.-P 4872

To

Dear ~~Sir~~ Mr. Nageswara Iyer

~~With reference to your letter no. dt. 15th nov 1933 enclosing a bill for Rs. 5000/- for work done in the Sandal oil Govt. Distt.~~ I am directed to state that the Second Member of Council desires to see you in connection with your bill for Rs5000/- for work done in the Sandal oil Distt.

Yours sincerely

20/6

A.R. Nageswara Iyer Esq B.A.B.L.

Govt. Advocate Bellary

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P 5009

Bangalore, Dated 28th April 19

From

The General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Government Advocate,

Bangalore.

Sir,

With reference to your letter No.354 dated 23rd November 1933 forwarding for sanction a bill for Rs.5000/- for professional services rendered on behalf of Government in the Sandal Oil Civil Suit, I am desired to enquire on what basis you have claimed a separate fee of Rs.1000/- in each of the two cases filed against the Asbestos Ltd. and the Mysore Development Syndicate respectively. Information may also be furnished as to whether the suit against Asbestos was decided on merits or exparte.

I have the honour to be,
Sir,
Your most obedient servant,

For General Secretary to Government.

17.

Appendix F G—1]

SUBJECT .....

.....

.....

Section Law

File No. S-33

Serial No. 21

Diary No. of letter replied to .....

No. P S Q 19

To ~~Francis~~, The Govt. Advocate

Sir,

General and Revenue Secretariat

( )

the 193 .

With reference to your letter No. 354 dated 23rd November 1933 forwarding for sanction a bill for Rs 5000/- for professional services rendered on behalf of Govt in the Sandal oil civil suit, I am desired to enquire on what basis you have claimed a ~~separate~~ separate fees of Rs 1000/ ~~each~~ in each of the two cases filed against The Asbestos Ltd and the Mysore Development Syndicate respectively. Information may also be furnished as to whether the suit against Asbestos was decided on merits or exparte.

I have etc

Date of issue 28/6/34

Signed by [illegible]

6

List of enclosures .....

Copied by .....

Examined by .....

2874 Forgensey

5215

In reply please refer to
No. G. 21

S 837 7/8 B 3

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 30th April 1934. *193*

Law 5-33-22

FROM

A. R. NAGESVARA IYER, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

To

The General Secretary to the Govt.
of H. H. the Maharaja of Mysore,
Bangalore.

Inde
30/4/34

SIR,

With reference to your letter No. P. 5009, dated the 28th April 1934, I have the honor to state that the cases against the Mysore Development Syndicate and the Asbestos Company, Ltd., are independent suits filed with the permission of the District Court by the Director of Industries and Commerce as Receiver on behalf of the Essenflour Products Co., Ltd., and they have absolutely nothing to do with the suit by Government against the latter Company. These suits had to be filed for recovery of the debts due to the Essenflour Products Co., Ltd., as they would otherwise have been barred by time. Separate fee is therefore claimed in each of these suits.

2. The suit against the Asbestos Co., Ltd., was decided on merits after evidence was adduced in the case, as the Judgment clearly shows. I have only claimed the fee that is awarded in the decree. It may also be noticed that the suit claim was for Rs.89,568-7-2.

I have the honor to be,
Sir,
Your most obedient servant,
Nagesvara Iyer
Government Advocate.

H.

Extra. 29

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read :—

Letter No.354 dated 23rd November 1933 from the Government Advocate forwarding for sanction a bill for Rs5,000/- being his remuneration for professional services rendered in O. S. No.28/30-31 on the file of the District Judge, Bangalore, (Government of Mysore Vs. Essenflour Products Co., Itd.,) Sandal oil Civil Suit.

Order No. P 5340-42 Law S-33-23

Dated, Bangalore, the 21st 22nd May 1934.

Sanctioned. The Director of Sandalwood Oil Factory is requested to point out direct to the Comptroller, the source out of which the charge is to be met.

By order,

General Secretary to Government.

To

The Government Advocate with the Bill
The Director of Sandalwood Oil Factory in Mysore
The Comptroller to Government of Mysore

psk-5

G. R. S. App. F VI—G 2]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Section Law

File No. S-33

Serial No. 23

General and Revenue Secretariat

( )

the *193* .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 22.5. 1934.

Signed by Mr N. R. J.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, kannada part ?

Read— Letter no. 354 dated 23rd nov 1933 from the Govt. Advocate forwarding for sanction a bill for Rs 5000/ being his remuneration for professional services rendered in O.S. 28/30 & 31 on the file of the District Judge Bangalore

~~Order thereon.—No~~ (Govt of Mysore vs Essen Flem Products Co^r Ltd) Sandal oil Court suit.

order:—P5340—42

Sanctioned. The Director of S.O.D. is requested to point out direct to the Comptroller, the source out of which the charge is to be met.

10,
1) The Govt. Ad. with the bill
2) " Dir: S.O.D.
3) " Comptroller to Govt.
Copy to Dir Sons.
21/5

ISD 21/5

21/5 General Sect.

Law 5-33-25

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read:-

'a' G.O.No.D.3342-3/S.O.F.27-29-5 dated 18-9-30 sanctioning the filing of a Civil Suit against the Essenfleur Products Co.,Ltd., and its directors for recovery of the money misappropriated out of sandal oil funds.

'b' 2. Letter No.P.7908 dated 22-6-31 to the Government Advocate, approving the filing of two suits - one against the Mysore Asbestos, Ltd., and the other against Mysore Development Syndicate, for recovery of certain debts due to the Essenfleur Products Ltd., which were attached before Judgment in the Sandal oil Suit.

'c' 3. Letter No.4209/4 dated 22nd March 1934 forwarding copies of 3 letters received from the Government Advocate, in regard to the expenses incurred in the marginally noted

1) O.S.28/30-31 (Govt. Vs Essenfleur Products Coy.	Civil Suits
2) O.S.39/30-31 (Director of I.& C. Vs Mysore Asbestos Co.,Ltd.,)	on the file
3).O.S.38/30-31 (Director of I.& C. Vs. Mysore Development Syndicate).	of the District Judge Bangalore,

and requesting sanction of Government to the expenditure of Rs.5,982-12-3 incurred so far in the conduct of the first two marginally noted

noted suits now disposed of, which include, the Advocate's fee of Rs.1,150/- claimed in the suit against Asbestos Ltd., and the execution case arising out of it.

Order No: PSS-67-70
Dated, Bangalore, 6-6- 1934.

It is seen from the Director's report that a sum of Rs.9,500/- was advanced to Mr.Nageswara Iyer for the conduct of the Sandal Oil Civil Suit and the two other suits against Asbestos Ltd., and the Development Syndicate sanctioned in the Government Order and the letter read above. Out of this total sum of Rs.9,500/-, Rs.3,500/- was meant for O.S. 28 of 30-31 and Rs.3,000/- each for the other two suits O.S.38 & 39 of 30-31. A sum of Rs.3,068-9-3 is reported to have been spent as per accounts furnished in connection with the Sandal Oil Suit, O.S.28 of 30-31 and a balance of Rs.431-6-9 still remains with Mr.Nageswara Iyer for purposes of meeting the costs of executing the decree obtained therein. Out of the sum of Rs.3000 advanced for O.S.39 of 30-31 (suit against Asbestos), Rs.1,764-3-0 has been spent towards stamps and other expenses and a sum of Rs.1,150/- has been appropriated by Mr.Nageswara Iyer as Advocate's fee for work done in the suit as well as in the execution case arising out of it. The balance of Rs.85-13-0, it is reported, has been returned to the Director.

Regarding the other sum of Rs.3,000/- advanced for O.S.38 of 30-31 (suit against Development Syndicate), Mr.Nageswara Iyer reports that the case is still pending in court and that a statement of account will be furnished after the suit is finally disposed of.

Under these circumstances, sanction is accorded to the total expenditure of Rs.4,832-12-3 incurred so far in connection with O.S.28 and 39 of 30-31 and to the fee of Rs.1,150/- claimed in O.S.39 of 30-31 and the execution case. The Director of S.O.F. is requested to obtain proper accounts for the balance still remaining with the Government Advocate. Government wish to point out that the rules for the conduct of legal affairs of Government do not permit the advocate's fee being paid in advance and ~~in all such cases it is desirable~~ this is necessary should be that previous sanction of Government ~~is~~ obtained, ~~before the advance is made.~~

23/5/34. General Secy. to Government.

To

The Director of S.O.F.
The Director of I.& C.
The Comptroller to Govt.
The Government Advocate.

Copy to Development Branch.

hks.

Copies sent
6/6/34

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:—

Government Order No.D.3342-3/S.O.F.27-29-5 dated 18th September 1930 sanctioning the filing of a Civil Suit against the Essenfleur Products Co., Ltd., and its directors for recovery of the money misappropriated out of sandal oil funds.

2. Letter No.P.7908 dated 22nd June 1931 to the Government Advocate, approving the filing of two suits - one against the Mysore Asbestos, Ltd., and the other against Mysore Development Syndicate, for recovery of certain debts due to the Essenfleur products Ltd., which were attached before Judgment in the Sandal Oil Suit.

3. Letter No.4200/4 dated 22nd March 1934 forwarding copies of 3 letters received from the Government Advocate, in regard to the expenses incurred in the marginally noted Civil Suits on the file of the District Judge Bangalore, and requesting sanction of Government to the expenditure of Rs.5082-12-3 incurred so far in the conduct of the first two marginally noted suits now disposed of, which include, the Advocate's fee of Rs.1150/- claimed in the suit against Mysore Asbestos Ltd., and the execution case ~~xxx~~ arising out of it.

1) O.S.28/30-31 (Govt. Vs. Essenfleur Products Coy)
2) O.S.30/30-31 (Director of I & C. Vs. Mysore Asbestos Co., Ltd.,)
3) O.S.38/30-31 (Director of I & C. Vs. Mysore Development Syndicate).

Order No. P3567-70 Law 5-33-25

Dated Bangalore, the 4th June 1934.

It is seen from the Director's report that a sum of Rs.9,500/- was advanced to Mr.Nageswara Iyer for the conduct of the Sandal Oil

25

Civil Suit and the two other suits against Mysore Asbestos Ltd, and the Development Syndicate sanctioned in the Government Order and the letter read above. Out of this total sum of Rs.9,500/- Rs.3,500/- was meant for O.S.28 of 30-31 and Rs.3,000/- each for the other two suits O.S.38 & 39 of 30-31. A sum of Rs.3,068-9-3 is reported to have been spent, as per accounts furnished, in connection with the Sandal Oil Suit, O.S.28 of 30-31 and a balance of Rs.431-6-9 still remains with Mr.Nageswara Iyer for purposes of meeting the costs of executing the decree obtained therein. Out of the sum of Rs.3000/- advanced for O.S.39 of 30-31 (suit against Asbestos), Rs.1,764-3-0 has been spent towards stamps and other expenses and a sum of Rs.1,150/- has been appropriated by Mr.Nageswara Iyer as Advocate's fee for work done in the suit as well as in the execution case arising out of it. The balance of Rs.85-13-0, it is reported, has been returned to the Director. Regarding the other sum of Rs.3,000/- advanced for O.S.38 of 30-31 (suit against Development Syndicate), Mr.Nageswara Iyer reports that the case is still pending in court and that a statement of account will be furnished after the suit is finally disposed of.

Under these circumstances, sanction is accorded to the total expenditure of Rs.4,832-12-3 incurred so far in connection with O.S.28 and 39 of 30-31 and to the fee of Rs.1,150/- claimed in O.S.39 of 30-31 and in the execution case. The Director of Sandal Oil Factory is requested to obtain proper accounts for the balance still remaining with the Government Advocate. Government wish to point out that the rules for the conduct of legal affairs of Government do not permit the Advocate's fee being paid in advance and where this is necessary previous sanction of Government should be obtained.

M.Y.Rao

Jr.General Secretary to Government.

To

The Director of Sandal Oil Factory in Mysore.
The Director of Industries and Commerce in Mysore.
The Comptroller to Government.
The Government Advocate in Mysore.

B.A.M.G

Law 5-33-22

6672-26
P 2503

TELEGRAMS: "SANDAL", BANGALORE

MR. A. V. RAMANATHAN, B.A.,
DIRECTOR OF SANDALWOOD OIL FACTORY IN MYSORE.

GOVERNMENT OF MYSORE

Bangalore, dated the 12th June 1934.

5837

D. O. No. C. 5776

Dear Sir,

I invite your kind reference to last Para of G.O. No. P.5557-70/Law 5-33-25 dated the 6th June 1934 pointing out that it was necessary to obtain previous sanction of Government for the payment of Advocate's Fee. In this connection, I wish to state that on a requisition from Mr. A. R. Nageswara Iyer, in his letter dated the 5th March 1931 a sum of Rs. 3,500/- was paid to him by Cheque and on a similar requisition in his -- letter dated the 6th June 1931 a sum of Rs. 6000/- was subsequently paid. At the time of paying - the said amounts I (the then Director) was not aware of the sum to be paid to him as Advocate's Fee and as such I could not obtain the previous sanction of Government.

Yours sincerely,

S. Abdul Wajid, Esq., B.A.,
General Secretary to Government,
Bangalore.